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15 IN THE UNITED STATES DISTRICT COURT
16
17 EASTERN DISTRICT OF CALIFORNIA

18 UNITED STATES OF AMERICA,

19 CASE NO. 2:19-MJ-154-AC

20 Plaintiff,

21
22 STIPULATION FOR EXTENSION OF TIME FOR
23 PRELIMINARY HEARING PURSUANT TO RULE
24 5.1(d) AND EXCLUSION OF TIME

25 v.
26 RICARDO SAUCEDA MONTOYA,

27 DATE: March 13, 2020

28 Defendants.

TIME: 2:00 p.m.

COURT: Hon. Deborah L. Barnes

17 Plaintiff United States of America, by and through its attorney of record, Assistant United States
18 Attorney James R. Conolly, and defendant Ricardo Saucedo Montoya, both individually and by and
19 through his counsel of record, Dina Santos, hereby stipulate as follows:

20 1. The Complaint in this case was filed on September 13, 2019, and defendant first appeared
21 before a judicial officer of the Court in which the charges in this case were pending on February 27,
22 2020. The court set a preliminary hearing date of March 13, 2020.

23 2. By this stipulation, the parties jointly move for an extension of time of the preliminary
24 hearing date to March 19, 2020, at 2:00 p.m., before the duty Magistrate Judge, pursuant to Rule 5.1(d)
25 of the Federal Rules of Criminal Procedure. The parties stipulate that the delay is required to allow the
26 defense reasonable time for preparation, and for the government's continuing investigation of the case.
27 The parties further agree that the interests of justice served by granting this continuance outweigh the
28 best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

1 3. The parties agree that good cause exists for the extension of time, and that the extension
2 of time would not adversely affect the public interest in the prompt disposition of criminal cases.
3 Therefore, the parties request that the time between March 13, 2020, and March 19, 2020, be excluded
4 pursuant to 18 U.S.C. § 3161(h)(7)(B)(iv), Local Code T-4.

5 IT IS SO STIPULATED.

6 Dated: March 9, 2020

7 McGREGOR W. SCOTT
United States Attorney

8 _____
9 /s/ JAMES R. CONOLLY
10 JAMES R. CONOLLY
11 Assistant United States Attorney

12 Dated: March 9, 2020

13 _____
14 /s/ DINA SANTOS
15 DINA SANTOS
16 Counsel for Defendant
17 RICARDO SAUCEDA
18 MONTOYA

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15 IN THE UNITED STATES DISTRICT COURT
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17 EASTERN DISTRICT OF CALIFORNIA

18 UNITED STATES OF AMERICA,
19 Plaintiff,
20 v.
21 RICARDO SAUCEDA MONTOYA,
22 Defendant.

23 CASE NO. 2:19-MJ-154-AC
24 [PROPOSED] FINDINGS AND ORDER
25 EXTENDING TIME FOR PRELIMINARY
26 HEARING PURSUANT TO RULE 5.1(d) AND
27 EXCLUDING TIME
28 DATE: March 13, 2020
TIME: 2:00 p.m.
COURT: Hon. Deborah L. Barnes

29
30 The Court has read and considered the Stipulation for Extension of Time for Preliminary Hearing
31 Pursuant to Rule 5.1(d) and Exclusion of Time, filed by the parties in this matter on July 8, 2019. The
32 Court hereby finds that the Stipulation, which this Court incorporates by reference into this Order,
33 demonstrates good cause for an extension of time for the preliminary hearing date pursuant to Rule
34 5.1(d) of the Federal Rules of Criminal Procedure.

35 Furthermore, for the reasons set forth in the parties' stipulation, the Court finds that the interests
36 of justice served by granting this continuance outweigh the best interests of the public and the defendant
37 in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). The Court further finds that the extension of time would
38 not adversely affect the public interest in the prompt disposition of criminal cases.

39 THEREFORE, FOR GOOD CAUSE SHOWN:

40 1. The date of the preliminary hearing is extended to March 19, 2020, at 2:00 p.m.

2. The time between March 13, 2020, and March 19, 2020, shall be excluded from calculation pursuant to 18 U.S.C. § 3161(h)(7)(A).

3. Defendants shall appear at that date and time before the Magistrate Judge on duty.

IT IS SO ORDERED.

Dated: March 10, 2020

DEBORAH BARNES

DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE